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14 The Family of Lela Kaye Horner

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Attorneys for Defendant/Cross-Claimant
Keystone America, Inc. dba Jones and Lewis
Clear Lake Memorial Chapel

17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19

20 THE FAMILY OF LELA KAYE
HORNER: Harold Horner, Connie Britt,
21 Andy Horner, Cheryl Horner,

22 Plaintiff,

23 v.

24 KEYSTONE AMERICA, INC. dba
JONES AND LEWIS CLEAR LAKE
25 MEMORIAL CHAPEL, and DOES 1-100,

26 Defendant.

CASE NO. C07-03441 WDB

**STIPULATION TO CONTINUE CASE
MANAGEMENT CONFERENCE**

Judge: Hon. Wayne D. Brazil
Ctmm: 4, 3rd Floor

1 KEYSTONE AMERICA, INC. dba
2 JONES AND LEWIS CLEAR LAKE
MEMORIAL CHAPEL,

3 Cross-Claimant,

4 v.

5 MULLARE MURPHY FUNERAL
6 HOME, INC., a Colorado Corporation, and
ROES 1-100,

7 Cross-Defendant.
8

9 Pursuant to Local Rules 7-12 and 16-2(e), plaintiffs The Family Of Lela Kay Horner,
10 defendant/cross-claimant Keystone America, Inc. dba Jones and Lewis Clear Lake Memorial
11 Chapel ("Keystone"), and cross-defendant Mullare Murphy Funeral Home, Inc. ("Mullare-
12 Murphy") (collectively, the "parties"), by and through their respective counsel, hereby stipulate
13 as follows:

14 WHEREAS a case management conference in this case is currently scheduled for
15 November 3, 2008;

16 WHEREAS the hearing on Mullare-Murphy's motion to dismiss Keystone's cross-
17 complaint for lack of personal jurisdiction has been noticed for December 17, 2008, which was
18 the first available hearing date;

19 WHEREAS the parties believe that the case management conference will be most
20 effective if it is held after it is known whether Mullare-Murphy will remain a party in this action;

21 NOW, THEREFORE, the parties hereby stipulate and agree to the issuance of an order
22 rescheduling the case management conference presently set for 1:30 p.m. on November 3, 2008,
23 to a date and time of the court's choosing following the court's determination of Mullare-
24 Murphy's motion to dismiss..

25 IT IS SO AGREED AND STIPULATED.

26
27 [signatures on following page]

28 ///

SEDGWICK
DETERT, MORAN & ARNOLD LLP

1 DATED: _____ LAW OFFICES OF BRUCE E. KRELL

2
3 By: _____
4 Michael Cohen
5 Attorney for Plaintiff
6 THE FAMILY OF LELA KAYE HORNER

7 DATED: _____ LEWIS BRISBOIS BISGAARD & SMITH LLP

8
9 By: _____
10 Howard L. Churchill
11 Andje Morovich
12 Attorneys for Defendant/Cross-Claimant
13 KEYSTONE AMERICA, INC., dba
14 JONES AND LEWIS CLEAR LAKE MEMORIAL
15 CHAPEL

16 DATED: 10-15-08 SEDGWICK, DETERT, MORAN & ARNOLD LLP

17 By: Alison A. Williams
18 Steven D. Wasserman
19 Mark J. Hancock
20 Alison Williams
21 Attorneys for Cross-Defendant
22 Mullare-Murphy Funeral Home, Inc.

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: _____
25
26 Hon. Wayne D. Brazil
27 United States Magistrate Judge
28

1 DATED: 10-14-08

LAW OFFICES OF BRUCE E. KRELL

2 **Michael Cohen**

Digitally signed by Michael Cohen
DN: cn=Michael Cohen, o=Attorney at Law, ou,
email=mikecohen@sprintmail.com, c=US
Date: 2008.10.14 16:32:10 -07'00'

3 By: _____

4 Michael Cohen
5 Attorney for Plaintiff
6 THE FAMILY OF LELA KAYE HORNER

7 DATED: _____

LEWIS BRISBOIS BISGAARD & SMITH LLP

8
9 By: _____

10 Howard L. Churchill
11 Andje Morovich
12 Attorneys for Defendant/Cross-Claimant
13 KEYSTONE AMERICA, INC., dba
14 JONES AND LEWIS CLEAR LAKE MEMORIAL
15 CHAPEL

16 DATED: _____

SEDGWICK, DETERT, MORAN & ARNOLD LLP

17 By: _____

18 Steven D. Wasserman
19 Mark J. Hancock
20 Alison Williams
21 Attorneys for Cross-Defendant
22 Mullare-Murphy Funeral Home, Inc.

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: _____

25 Hon. Wayne D. Brazil
26 United States Magistrate Judge

27
28 **SEDGWICK**
DETERT, MORAN & ARNOLD, LLP

1 DATED: _____ LAW OFFICES OF BRUCE E. KRELL

2
3 By: _____
4 Michael Cohen
5 Attorney for Plaintiff
6 THE FAMILY OF LELA KAYE HORNER

7 DATED: 10/2/08 LEWIS BRISBOIS BISGAARD & SMITH LLP

8
9 By: _____
10 Howard L. Churchill
11 Andje Morovich
12 Attorneys for Defendant/Cross-Claimant
13 KEYSTONE AMERICA, INC., dba
14 JONES AND LEWIS CLEAR LAKE MEMORIAL
15 CHAPEL

16 DATED: _____ SEDGWICK, DETERT, MORAN & ARNOLD LLP

17 By: _____
18 Steven D. Wasserman
19 Mark J. Hancock
20 Alison Williams
21 Attorneys for Cross-Defendant
22 Mullare-Murphy Funeral Home, Inc.

23 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Court will hold the case
24 management conference on December 17, 2008, at
25 3:00 p.m., if necessary.

26 Dated: October 27, 2008

27 Wayne D. Brazil
28 Hon. Wayne D. Brazil
United States Magistrate Judge

SEDGWICK
DETERT, MORAN & ARNOLD LLP